

IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL

Writ Petition No. 200 of 2003 (S/B)

S.K. Khandelwal
S/o Sri K.L. Khandelwal
R/o 288 Bisht Bhawan Vivekanand Pauri
Almora Petitioner

Versus

Kumaon University
Through its Registrar
Nainital & others Respondents

Sharad Sharma and Arvind Vashisth, learned counsel for the petitioner
Sri Manoj Tiwari and Sri B.D. Upadhyay, learned counsel for the respondents

Hon'ble P.C. Verma, J.

Hon'ble B.C. Kandpal, J.

By means of this writ petition, the petitioner has prayed for writ of certiorari quashing the impugned order dated 21.03.2003 passed by Vice Chancellor, Kumaon University, Nainital.

This Court vide order dated 13.05.2003 directed the petitioner to file a representation under Section 68 of the State Universities Act, 1973 before the Chancellor and the Chancellor was directed to dispose of the same after giving opportunities to all the concerned within three weeks.

The petitioner moved an application before the Chancellor as per the direction of this Court. However, the Chancellor directed all grievances of the petitioner to be placed before the Seniority Committee, but we are informed that till dated no committee has been constituted.

Once, the representation was filed by the petitioner before the Chancellor, Kumaon University on the direction of this Court and on the suggestion of the University, the Chancellor ought not to have rejected the said representation but ought to have decided to same on merits.

Therefore, we direct the Chancellor, Kumaon University to decide the representation of the petitioner made by him under Section 68 of the State Universities Act, 1973 as directed by this Court earlier within a period of three months from the date of production of certified copy of this order.

With the aforesaid observation, the petition is disposed of finally.

(B.C. Kandpal, J.)

(P.C. Verma, J.)

27.03.2006

R. Dang